



November 9, 2022

VIA CM/ECF AND HAND DELIVERY

The Honorable Leonard P. Stark
United States District Court for the District of Delaware
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Wilmington, DE 19801

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**Re: *Gold Reserve Inc. v. Bolivarian Republic of Venezuela*,
Case No. 22-mc-00453-LPS**

Dear Judge Stark:

We write on behalf of Plaintiff and judgment creditor Gold Reserve Inc. (“Gold Reserve”) with respect to Gold Reserve’s pending Motion for a Conditional Order Authorizing the Issuance of a Writ of Attachment *Fieri Facias* (D.I. 2) (the “Conditional Attachment Motion”).

The Conditional Attachment Motion was filed after 5:00 p.m. on October 20, 2022. On October 21, 2022 copies of the Conditional Attachment Motion as well as the Kirtland Declaration in Support of the Conditional Attachment Motion (D.I. 3) (the “Kirtland Declaration”) and the Memorandum of Law in support of the Conditional Attachment Motion (the “Memorandum of Law”) were hand-delivered to Delaware counsel who have appeared in *Crystallex Int’l Corp. v. Bolivarian Republic of Venez.*, Case No. 17-mc-00151-LPS (D. Del.) (the “*Crystallex* Action”) to represent (i) Bolivarian Republic of Venezuela (“Venezuela”); (ii) PDV Holding, Inc. (“PDVH”); and (iii) Petróleos de Venezuela S.A. (“PDVSA”).¹ See Exhibit A. A hand delivery was also made to PDVH’s register agent, the Corporation Trust Company on October 21, 2022. See *id.*

On October 24, 2022, the Conditional Attachment Motion, Kirtland Declaration, and Memorandum of Law were delivered via FedEx to both Delaware and non-Delaware counsel for Venezuela, PDVH, and PDVSA in the *Crystallex* Action; except for Venezuela’s Delaware counsel, who received the Conditional Attachment Motion, Kirtland Declaration, and Memorandum of Law for the second time on October 25, 2022. See Exhibit B. In addition, on October 24, 2022, the Conditional Attachment Motion, Kirtland Declaration, and Memorandum of Law were delivered via FedEx to

¹ The same counsel for PDVSA and Venezuela who appeared in the *Crystallex* Action also appeared in *OI European Group B.V. v. Bolivarian Republic of Venez.*, Case No. 19-mc-00290-LPS (D. Del.). Further, PDVSA’s counsel in the *Crystallex* action has appeared in (i) *Northrop Grumman Ship Systems, Inc. v. The Ministry of Defense of the Republic of Venez.*, Case No. 20-mc-257-LPS (D. Del.); (i) *ACL1 Investments Ltd., et al. v. Bolivarian Republic of Venez.*, Case No. 21-mc00046-LPS (D. Del. 2021); (iii) *Rusoro Mining Ltd. v. Republic of Venez.*, Case No. 21-mc-00481-LPS (D. Del.); and (iv) *Koch Minerals SÀRL, et al. v. Bolivarian Republic of Venez.*, Case No. 22-mc-00156-LPS (D. Del.).

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PDVH's registered agent and Special Attorney General of Venezuela, Enrique Jose Sanchez Falcon. *See id.*

To date, no response to the Conditional Attachment Motion has been received or docketed and the fourteen-day deadline to respond to the Conditional Attachment Motion set forth in Rule 7.1.2(b) of the Local Rules of Civil Practice and Procedure of the United States District Court for the District of Delaware has expired.

Accordingly, Gold Reserve respectfully requests that the Conditional Attachment Motion be deemed unopposed and granted.

Counsel for Gold Reserve are available at the Court's convenience.

Respectfully submitted,

WOMBLE BOND DICKINSON (US) LLP

/s/ Matthew P. Ward
Matthew P. Ward (Del. Bar No. 4471)

cc: Via Electronic Mail:
Matthew H. Kirtland, Esquire (*pro hac vice* application pending)
Katherine G. Connolly, Esquire (*pro hac vice* application pending)

Via Electronic Mail and FedEx upon the following counsel in *Crystallex Int'l Corp. v. Bolivarian Republic of Venez.*, Case No. 17-mc-00151-LPS (D. Del.):

A. Thompson Bayliss, Esquire (Counsel to Bolivarian Republic of Venezuela)
Stephen C. Childs, Esquire (Counsel to Bolivarian Republic of Venezuela)
Donald B. Verrilli, Jr., Esquire (Counsel to Bolivarian Republic of Venezuela)
Elaine J. Goldenberg, Esquire (Counsel to Bolivarian Republic of Venezuela)
Ginger D. Anders, Esquire (Counsel to Bolivarian Republic of Venezuela)
Brendan B. Gants, Esquire (Counsel to Bolivarian Republic of Venezuela)
George M. Garvey, Esquire (Counsel to Bolivarian Republic of Venezuela)
Kenneth J. Nachbar, Esquire (Counsel to PDV Holding, Inc.)
Alexandra M. Cumings, Esquire (Counsel to PDV Holding, Inc.)
Nathan P. Eimer, Esquire (Counsel to PDV Holding, Inc.)
Lisa S. Meyer, Esquire (Counsel to PDV Holding, Inc.)
Daniel D. Birk, Esquire (Counsel to PDV Holding, Inc.)
Gregory M. Schweizer, Esquire (Counsel to PDV Holding, Inc.)
Samuel Taylor Hirzel, II, Esquire (Counsel to Petróleos de Venezuela, S.A.)
Joseph D. Pizzurro, Esquire (Counsel to Petróleos de Venezuela, S.A.)
Julia B. Mosse, Esquire (Counsel to Petróleos de Venezuela, S.A.)
Kevin A. Meehan, Esquire (Counsel to Petróleos de Venezuela, S.A.)
Juan O. Perla, Esquire (Counsel to Petróleos de Venezuela, S.A.)